



California Fair Political Practices Commission

January 24, 1989

Elvin W. Moon, President
E. W. Moon, Incorporated
8939 South Sepulveda Blvd., Suite 304
Los Angeles, CA 90045

Re: Your Request for Advice
Our File No. A-88-461

Dear Mr. Moon:

This is to confirm your telephone conversation of January 4, 1989, with Jeanne Pritchard concerning your campaign reporting obligations under the provisions of the Political Reform Act (the "Act").^{1/}

QUESTION

As a candidate for Vice-Chair of the California Democratic Party, what campaign reports, if any, are you required to file?

CONCLUSION

A candidate for vice-chair of the California Democratic Party has no campaign filing obligations under the Political Reform Act. In addition, no other campaign provisions of the Act apply to the candidate.

ANALYSIS

Under the provisions of the Act, persons who hold state or local elective office and candidates for such office are required to file campaign disclosure statements. Section 82023 states that:

"Elective office" means any state, regional, county, municipal district or judicial office.... "Elective office" also includes membership on a county central committee"

Further, Section 82022 defines election to mean "...any primary, general, special or recall election...." Pursuant to these two sections, the elected offices of the California

^{1/} Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.

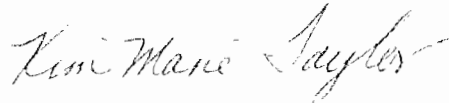
Elvin W. Moon
Page 2

Democratic Party and the election process by which they are filled do not fall under the provisions of the Political Reform Act. Therefore, candidates for such offices are not subject to the Act's campaign provisions.

If you have any questions please call me at (916) 322-5662.

Sincerely,

Diane Griffiths
General Counsel

A handwritten signature in cursive script that reads "Kim M. Taylor".

By: Kim M. Taylor
Staff Services Analyst



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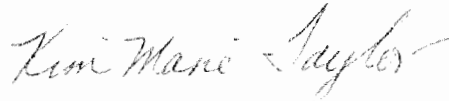
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General Counsel

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By: Kim M. Taylor
Staff Services Analyst



E. W. MOON, INCORPORATED

Government Relations, Executive Search & Business Consultants

FPFC

DEC 5 2 20 PM '88

December 1, 1988

Jeanne Pritchard
Division Chief
Fair Political Practice Commission
428 "J" Street
Suite 700
Sacramento, CA 95814

Dear Ms. Pritchard:

I am a candidate for Vice-Chair of the California Democratic Party and will be raising funds for this purpose.

Please advise if I have to file an FPFC report and what restrictions if any, I am required to follow.

Thank you in advance.

Sincerely,

Elvin W. Moon
President

EWM/ba

TO: Fair Political Practices Commission
1100 K Street Building
P.O. Box 807
Sacramento, CA 95814

DAS-PM-762
(5/78)

SUBJECT: REQUEST FOR ISSUANCE OF OPINION OR ADVICE (GOVT. CODE § 83114)

I request the FPPC to issue [an opinion] (or) [written advice] (line out the one that does not apply) with respect to my duties under the Department of Transportation's Conflict of Interest Code in conjunction with Title 9 (Political Reform) of the Government Code.

I am making this request on behalf of:
(name(s) of all persons, class or group of employees, organization, etc. - e.g. myself and PEGC - sought to be protected by the opinion or advice)

*The material facts which underly this request are as follows:
I am a right of way agent in the appraisal function. I appraise right of way for highways. I wish to bid on properties declared excess by the State. I will not be bidding on any property with which I have had personal experience, or contact, in connection with my work.

*The questions which are based on the above mentioned facts are as follows:

1. Must I request permission to bid on each parcel individually:
2. Should I register each bid with someone: If so, Whom?
3. What specific criteria should I apply to any parcels on which I wish to bid: (Disqualifying criteria)

I declare that I have requested this opinion/advice from the Commission in good faith and disclosed truthfully all the material facts underlying this request.

DATED: December 3, 1988

Richard D. Rogers
SIGNATURE

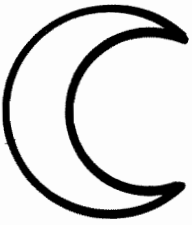
Please send the written opinion or advice to: (Type or Print)

Please send carbon copy to:

E. R. Kirwan,
Deputy District Director
Right of Way
P.O. Box 85406
San Diego, CA 92138-5406

Richard D. Rogers
NAME
4070 Goldfinch St, Suite B
ADDRESS
San Diego, CA 92103
CITY STATE ZIP
(619) 294-9629
TELEPHONE

* Additional pages may be added if needed.

**E. W. MOON, INCORPORATED**

Government Relations, Executive Search & Business Consultants

FPPC

DEC 5 2 20 PM '88

December 1, 1988

Jeanne Pritchard
Division Chief
Fair Political Practice Commission
428 "J" Street
Suite 700
Sacramento, CA 95814

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Sincerely,

Elvin W. Moon
President

EWM/ba